



U.S. Department of Energy
Washington, D.C. 20585

AUG 23 1979

Dear Admiral Turner:

"Standby Conservation Plan No. 2, Emergency Building Temperature Restrictions" (the Plan), which became effective July 16, 1979, imposes mandatory temperature restrictions on heating (65°F), cooling (78°F) and hot water (105°F) in non-residential buildings. The requirements of the Plan are applicable to Government-owned as well as privately-owned buildings. To achieve significant and immediate energy savings, it is vitally important that Federal agencies set an example of rigorous compliance with the Plan's requirements.

Under Section 9 of the Plan, the Department of Energy (DOE) is given primary responsibility for implementing and administering the Plan. It should be noted that the Plan and DOE's implementing regulations, which establish minimum cooling temperatures of 78°F and permit the use of ventilating fans, supersede the temperature requirements for Federal buildings set forth in the Presidential Memorandum of April 10, 1979.

Section 9(c) authorizes the Secretary of Energy to delegate to other officers, departments or agencies of the United States such authority as he deems appropriate. Pursuant to the authority vested in me as Secretary by Section 9(c) of the Plan, I hereby delegate to you, as Director of Central Intelligence, authority for implementing, monitoring, and enforcing all requirements of the Plan in buildings owned and operated by the Office of Central Intelligence, with DOE reserving the power to conduct its own inspections for verification of compliance. You are hereby authorized and instructed to take the following specific actions, within the time periods specified below, to insure your agency's compliance with the requirements of the Plan:

1. Identify, for your internal management purposes, the persons responsible at the operational level for compliance in each building which your agency owns or operates and distribute to such persons any forms or instructions prepared by DOE for use in implementation and monitoring of the Plan.

2. Within two weeks of the date of this Delegation of Authority, prominently post in each building the name, office address, and telephone number of the person responsible for the temperature controls in the building, and the DOE hotline number for citizen inquiries which is 800-424-9122.

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3. Within two weeks of the date of this Delegation of Authority, identify to DOE a person assuming overall responsibility within your agency for assuring compliance with the requirements of the Plan.

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4. Within two weeks of the date of this Delegation of Authority, prepare a plan for inspection of the buildings your agency owns or operates. Each inspection plan shall include the following elements:

(a) identify all agency buildings covered by the Plan and DOE regulations and the amount of energy consumed in heating, cooling and providing hot water in those buildings.

(b) provide that buildings are inspected for compliance which together consume two-thirds of the heating, cooling and water heating energy used in buildings covered by the Plan, and that inspections of such buildings are conducted monthly.

(c) promptly inspect those buildings identified by members of the public as possibly being in noncompliance.

(d) advise operators of buildings found to be in noncompliance that at the direction of the President DOE has adopted a strict policy of enforcement with respect to Federal buildings, which could lead to the imposition of administrative sanctions and civil penalties of up to \$5,000 per violation against individual building operators. To the extent practicable, suggest ways for operators to comply.

(e) reinspect, within 30 days, all buildings found to be in non-compliance.

5. Develop and issue directives or orders, as necessary, for the implementation and monitoring of the DOE regulations and the agency's inspection plan. Provide to DOE copies of all such directives or orders within 30 days of the date of this delegation of authority.

6. Provide to DOE quarterly reports on your agency's energy usage and its activities relating to enforcement of the temperature restrictions. The quarterly reports prepared pursuant to the Federal Energy Management Program, augmented by a statement, where possible, of the agency-wide energy savings attributable to the Plan, will satisfy the energy usage reporting requirements. Reports of enforcement activities shall include the following information:

(a) total number of agency buildings covered by the Plan and the DOE regulations;

(b) number of buildings totally or partially exempted by the DOE regulations from the requirements of the Plan;

(c) number of buildings inspected, specifying the number inspected pursuant to public complaints;

(d) number of buildings found not to be in compliance, identifying the general nature of the violation (e.g., noncompliance with temperature restrictions, invalid claim of exemption, required certificates not posted); and

(e) a narrative statement of actions being taken to correct noncompliance.

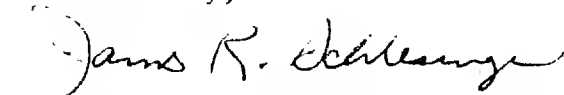
7. Promptly notify the operator of each building inspected of the results of the inspection. Promptly notify DOE of any instances of noncompliance identified in the course of inspections.

In addition to the responsibilities hereby delegated to you, DOE reserves the power to conduct its own inspections of Federal buildings and other enforcement-related activities, including seeking the imposition of civil penalties for violations.

Please transmit the reports required by this Delegation of Authority and any inquiries to:

W. Lorn Harvey
Deputy Director
Emergency Building Temperature Restrictions Program
Forrestal Building
GE-004A
252-4966

Sincerely,



James R. Schlesinger
Secretary

Admiral Stansfield Turner, USN, Ret.
Director of Central Intelligence
Washington, D.C. 20505